

ADRMOP, CLOSED, E-Filing

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:08-cv-00053-PJH
Internal Use Only**

Saad et al v. Guidant Corporation et al
Assigned to: Hon. Phyllis J. Hamilton
Case in other court: San Francisco County Superior Court, CGC 7-
468614
Cause: 28:1441 Petition for Removal- Personal Injury

Date Filed: 01/04/2008
Date Terminated: 03/07/2008
Jury Demand: Defendant
Nature of Suit: 365 Personal Inj. Prod.
Liability
Jurisdiction: Diversity

Plaintiff**Seta Saad**

*individually and as representatives of the
Estate of Raymond Saad*

represented by **Donald S. Edgar**

Edgar Law Firm
408 College Avenue
Santa Rosa, CA 95401
707- 545-3200
Fax: 707-578-3040
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jeremy R. Fietz

Edgar Law Firm
408 College Avenue
Santa Rosa, CA 95401
707-545-3200
Fax: 707-578-3040
Email: jeremy@classattorneys.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rex Grady

Edgar Law Firm
408 College Avenue
Santa Rosa, CA 95401
707-545-3200
Fax: 707-578-3040
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**Christian E. Saad**

individually and as representatives of the

represented by **Donald S. Edgar**
(See above for address)

Estate of Raymond Saad

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jeremy R. Fietz
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rex Grady
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Guidant Corporation

represented by **Dana Nicole Gwaltney**
Shook Hardy & Bacon L.L.P.
333 Bush Street
Suite 600
San Francisco, CA 94104-2828
(415) 544-1900
Fax: 415-391-0281
Email: dgwaltney@shb.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mia Ottilia Solvesson
Shook, Hardy & Bacon L.L.P.
333 Bush Street, Suite 600
San Francisco, CA 94104
415-544-1900
Fax: 415-391-0281
Email: msolvesson@shb.com
ATTORNEY TO BE NOTICED

Sara J. Romano
Shook, Hardy & Bacon, L.L.P.
333 Bush St., Suite 600
San Francisco, CA 94104-2828
(415) 544-1900
Fax: (415) 391-0281
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant

Guidant Sales Corporation

represented by **Dana Nicole Gwaltney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mia Ottilia Solvesson
(See above for address)
ATTORNEY TO BE NOTICED

Sara J. Romano
(See above for address)
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant

Cardiac Pacemakers, Inc.

represented by **Dana Nicole Gwaltney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mia Ottilia Solvesson
(See above for address)
ATTORNEY TO BE NOTICED

Sara J. Romano
(See above for address)
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant

Boston Scientific Corporation

represented by **Dana Nicole Gwaltney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mia Ottilia Solvesson
(See above for address)
ATTORNEY TO BE NOTICED

Sara J. Romano
(See above for address)
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant











Ashley & McMullen-Wing Sun Mortuary
a business entity form unknown













represented by **Merrilee C. Miller**
Law Offices of William J. Diffenderfer
One Market, Spear Tower
Suite 2150
San Francisco, CA 94105
415-348-4150
Fax: 800-914-3772
Email: merhag@safeco.com
LEAD ATTORNEY











*ATTORNEY TO BE NOTICED***Defendant**














Ashley & McMullen
a business entity form unknown

represented by **Merrilee C. Miller**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/04/2008	 1	NOTICE OF REMOVAL /no process from San Francisco County Superior. Their case number is CGC-07468614. (Filing fee \$350 receipt number 34611014157). Filed by Guidant Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	 2	Certificate of Interested Entities by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 1 Notice of Removal, (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	 3	Disclosure Statement re 1 Notice of Removal, filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	 4	NOTICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 1 Notice of Removal, (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	 5	ADR SCHEDULING ORDER: Case Management Conference set for 4/10/2008 10:00 AM. Case Management Statement due by 4/3/2008.. Signed by Judge Maria-Elena James on 1/4/08. (Attachments: # 1 Judge James Standing Order, # 2 Court Standing Order, # 3 Consent/Decline Form)(ga, COURT STAFF) (Filed on 1/4/2008) (Entered: 01/07/2008)
01/04/2008		CASE DESIGNATED for Electronic Filing. (ga, COURT STAFF) (Filed on 1/4/2008) (Entered: 01/07/2008)
01/04/2008	 8	NOTICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 1 Notice of Removal, (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/08/2008)
01/04/2008	 9	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 1 Notice of Removal, 3 Statement of Non-Opposition, 2 Certificate of Interested Entities, 4 Notice (Other) (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/08/2008)
01/07/2008	 6	Declination to Proceed Before a U.S. Magistrate Judge by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Romano, Sara) (Filed on 1/7/2008) (Entered: 01/07/2008)
01/07/2008	 7	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 6 Declination to Proceed Before a U.S. Magistrate Judge, 5 ADR Scheduling Order, (Romano, Sara) (Filed on

		1/7/2008) (Entered: 01/07/2008)
01/10/2008	 <u>10</u>	MOTION to Stay <i>Pending Transfer to MDL Court</i> filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. Motion Hearing set for 2/21/2008 10:00 AM in Courtroom B, 15th Floor, San Francisco. (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	 <u>11</u>	Declaration of Mia O. Solvesson in Support of <u>10</u> MOTION to Stay <i>Pending Transfer to MDL Court</i> filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Related document(s) <u>10</u>) (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	 <u>12</u>	Proposed Order re <u>10</u> MOTION to Stay <i>Pending Transfer to MDL Court</i> by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	 <u>13</u>	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re <u>12</u> Proposed Order, <u>11</u> Declaration in Support, <u>10</u> MOTION to Stay <i>Pending Transfer to MDL Court</i> (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/15/2008	 <u>14</u>	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge (bjt, COURT STAFF) (Filed on 1/15/2008) (Entered: 01/15/2008)
01/15/2008	 <u>15</u>	ORDER REASSIGNING CASE. Case reassigned to Judge Hon. Phyllis J. Hamilton for all further proceedings. Judge Magistrate Judge Maria-Elena James no longer assigned to the case.. Signed by Executive Committee on 1/15/08. (as, COURT STAFF) (Filed on 1/15/2008) (Entered: 01/15/2008)
01/15/2008	 <u>16</u>	CASE MANAGEMENT SCHEDULING ORDER: Case Management Statement due by 4/3/2008. Case Management Conference set for 4/10/2008 02:30 PM.. Signed by Judge Phyllis J. Hamilton on 1/15/08. (fj, COURT STAFF) (Filed on 1/15/2008) (Entered: 01/15/2008)
01/15/2008	 <u>17</u>	NOTICE OF MOTION AND MOTION to Remand; MEMORANDUM OF POINTS AND AUTHORITIES filed by Seta Saad, Christian E. Saad. Motion Hearing set for 2/20/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Fietz, Jeremy) (Filed on 1/15/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/15/2008)
01/15/2008	 <u>18</u>	Declaration of Jeremy R. Fietz In Support of <u>17</u> Motion To Remand filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 1/15/2008) Modified on 1/16/2008 (far, COURT STAFF). (Entered: 01/15/2008)
01/15/2008	 <u>19</u>	Proposed Order Granting <u>17</u> Motion For Remand by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 1/15/2008) Modified on 1/16/2008 (far, COURT STAFF). (Entered: 01/15/2008)
01/16/2008	 <u>20</u>	CLERK'S NOTICE re: Notice of Removal <u>1</u> , Certificate of Interested Entities <u>2</u> , Disclosure Statement <u>3</u> , Notice <u>4</u> , Notice <u>8</u> and Certificate of Service <u>9</u> ; Failure to E-File and/or Failure to Register as an E-Filer (far, COURT STAFF) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008	 <u>21</u>	RE-NOTICE of MOTION <u>10</u> and MOTION to Stay Pending Transfer to MDL Court

		filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. Motion Hearing set for 2/20/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Solvesson, Mia) (Filed on 1/16/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/16/2008)
01/16/2008	 22	Declaration of Mia O. Solvesson in Support of 21 MOTION to Stay <i>pending Transfer to MDL Court</i> filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Related document(s) 21) (Solvesson, Mia) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008	 23	Proposed Order re 21 MOTION to Stay <i>pending Transfer to MDL Court</i> by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Solvesson, Mia) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008	 24	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 23 Proposed Order, 22 Declaration in Support, 21 MOTION to Stay <i>pending Transfer to MDL Court</i> (Solvesson, Mia) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008		Set/Reset Deadlines as to 10 MOTION to Stay <i>Pending Transfer to MDL Court</i> . Motion Hearing set for 2/20/2008 09:00 AM. (far, COURT STAFF) (Filed on 1/16/2008) (Entered: 01/30/2008)
01/16/2008		(Court only) ***Motions terminated: 10 MOTION to Stay <i>Pending Transfer to MDL Court</i> filed by Boston Scientific Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Guidant Corporation. (far, COURT STAFF) (Filed on 1/16/2008) (Entered: 01/30/2008)
01/30/2008	 25	JOINDER in Plaintiffs' Opposition to The Guidant Defendants' Motion to Stay Pending Transfer to MDL Court by Ashley & McMullen-Wing Sun Mortuary, Ashley & McMullen. (Hague, Merrilee) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	 26	JOINDER in 17 Plaintiffs' Motion for Remand by Ashley & McMullen-Wing Sun Mortuary, Ashley & McMullen. (Hague, Merrilee) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	 27	DECLARATION of Merrilee C. Miller in Support of 26 Joinder by Ashley & McMullen-Wing Sun Mortuary, Ashley & McMullen. (Hague, Merrilee) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	 28	OPPOSITION to 17 MOTION to Remand filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K)(Related document(s) 17) (Gwaltney, Dana) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	 29	PROPOSED ORDER denying 17 Plaintiffs' Motion to Remand by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Gwaltney, Dana) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)

01/30/2008	 30	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 28 Memorandum in Opposition, 29 Proposed Order (Gwaltney, Dana) (Filed on 1/30/2008) (Entered: 01/30/2008)
02/04/2008	 31	NOTICE of Issuance of Conditional Transfer Order No. 50 by Judicial Panel on Multidistrict Litigation by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation (Attachments: # 1 Exhibit A) (Solvesson, Mia) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	 32	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 31 Notice (Other), Notice (Other) (Solvesson, Mia) (Filed on 2/4/2008) (Entered: 02/04/2008)
02/04/2008	 33	NOTICE That This Case is Not Transferred and This Court Still Has Jurisdiction by Seta Saad, Christian E. Saad (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	 34	ORDER by Judge Hamilton finding as moot 17 Motion to Remand; granting 21 Motion to Stay (pjhlc1, COURT STAFF) (Filed on 2/4/2008) (Entered: 02/04/2008)
02/04/2008	 35	REPLY in Support of 17 Plaintiffs' Motion for Remand filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	 36	SUPPLEMENTAL DECLARATION of Jeremy R. Fietz in Support of 17 Motion For Remand filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	 37	ADMINISTRATIVE MOTION to Have 17 Motion For Remand Heard filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/08/2008	 38	NOTICE by of Withdrawal of Sara J. Romano as counsel of record Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation (Solvesson, Mia) (Filed on 2/8/2008) Modified on 2/8/2008 (far, COURT STAFF). (Entered: 02/08/2008)
02/08/2008	 39	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 38 Notice (Other) (Solvesson, Mia) (Filed on 2/8/2008) (Entered: 02/08/2008)
02/08/2008	 40	ORDER by Judge Hamilton denying 37 Motion to Reopen Case (pjhlc1, COURT STAFF) (Filed on 2/8/2008) (Entered: 02/08/2008)
03/07/2008	 41	ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER (MDL No. 1708) signed for The Panel: Jeffery N. Luthi. Case transferred to the USDC, District of Minnesota (Case Number 08-570 DWF/AJB) (far, COURT STAFF) (Filed on 3/7/2008) (Entered: 03/11/2008)
03/07/2008		(Court only) ***Civil Case Terminated. (far, COURT STAFF) (Filed on 3/7/2008) (Entered: 03/11/2008)

03/11/2008

 [42](#)

CLERK'S LETTER to the USDC, District of Minnesota re transfer of case. (far, COURT STAFF) (Filed on 3/11/2008) (Entered: 03/11/2008)